

1 Martha G. Bronitsky  
Chapter 13 Standing Trustee  
2 24301 Southland Dr #200  
Hayward, CA 94545-1541  
3 (510) 266 - 5580

4 Trustee for Debtor(s)

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

7 In re

8 Vuthy Pey

Chapter 13 Case No. 11-71144-RLE13

10 debtor(s)

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**Trustee's Motion and Declaration to  
Dismiss Proceedings for Case Deficiencies and Notice Thereon**

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12 TO DEBTOR(S) AND DEBTOR(S)' ATTORNEY OF RECORD:

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14 Martha G. Bronitsky, Chapter 13 Standing Trustee, hereby moves the court for an Order Dismissing  
15 this case for cause pursuant to 11 U.S.C. §1307(c) based on unreasonable delay that it is prejudicial to  
16 creditors: Failure to file balance of schedules; chapter 13 plan and form b22(c).

17 The delay is unreasonable because the Debtor(s) is aware or should have been aware of these  
18 requirements and the Trustee has previously requested these requirements be fulfilled.  
19 Furthermore, the delay is prejudicial to creditors because disbursements cannot be made and  
20 there is an automatic stay preventing collection efforts that would otherwise be available.

21 NOTICE IS HEREBY GIVEN that debtor or the attorney of record may request a hearing in  
22 writing stating specific grounds for objecting to the dismissal of these proceedings to the court and  
23 served on the trustee no later than twenty-one (21) days from the date of service of this motion. Trustee  
24 will then schedule a hearing date and notice debtor and the attorney of record of said hearing date.

25 I declare under penalty of perjury that the foregoing is true and correct.

26 Date: November 07, 2011

/s/ Martha G. Bronitsky

Signature of Martha G. Bronitsky  
Chapter 13 Standing Trustee

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the registered agent for the creditor by depositing it in the United States mail with first class postage attached thereto.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Vuthy Pey  
4200 Terrabella Way  
Oakland, CA 94619

Pro Per  
(Counsel for Debtor)

(Debtor(s))

Date: November 07, 2011

/s/ Lydia Santiago  
Lydia Santiago